



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt
Governor

Kathleen Clarke
Executive Director

Lowell P. Braxton
Division Director

1594 West North Temple, Suite 1210

PO Box 145801

Salt Lake City, Utah 84114-5801

801-538-5340

801-359-3940 (Fax)

801-538-7223 (TDD)

May 13, 1999

Chris Hansen, Environmental Coordinator
Canyon Fuel Company, LLC
HC Box 380
Helper, Utah 84526

Re: April 19, 1999 Letter Regarding Return of Temporary Waste Rock and Longwall Amendments, Canyon Fuel Company, LLC, Dugout Canyon Mine, ACT/007/039-98E, Banning Loadout, ACT/007/034-98A, and Dugout Canyon Mine, ACT/007/039-99A, File #2, Carbon County, Utah

Dear Mr. Hansen:

Prior to your receipt of the referenced letter I had requested that Steve Demczak explain to you the Division's position relative to returning these two amendments. I believe Steve did so on April 20, 1999.

However, I did not provide an explanation in my letter of April 19 to Rick Olsen. For that I apologize and offer the following explanation. In an effort to streamline the Divisions permitting processes our management decided to return to our Permittees the information in applications that had not been responded to by a given date. A number of time frames were discussed ranging up to 90 days. Since there had been a number of previous conversations between you, Steve Demczak, and me regarding the disposition of the Temporary Waste Rock and Longwall amendments it seemed appropriate to return them to Canyon Fuel Co. LLC. In doing so your company would have a complete package of the information should they wish to resubmit at a later date. This would help to eliminate applications being misplaced or compromised over time and the Division could retain pertinent information in the coal tracking system. Again, I apologize for any misunderstandings that may have occurred.

As we are in the developmental stages of improved permit processing your thoughts are welcome.

Sincerely,

A handwritten signature in cursive script that reads "Joseph C. Helfrich".

Joseph C. Helfrich
Permit Supervisor

tam

cc: Mary Ann Wright
Price Field Office
O:\007039.DUG\FINAL\CHRIS.WPD